



RESOLUTION NO. 2024-217

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL COOPERATION AGREEMENT (“ILA”) WITH METROCREST HOSPITAL AUTHORITY, THE TOWN OF ADDISON, THE CITY OF COPPELL, AND THE CITY OF CARROLLTON REGARDING THE PURCHASE OF REAL PROPERTY FOR THE NEW NORTH TEXAS EMERGENCY COMMUNICATIONS CENTER, INC. (“NTECC”) CONSOLIDATED PUBLIC SAFETY COMMUNICATIONS CENTER; AUTHORIZING THE CITY MANAGER TO TAKE ANY ADDITIONAL ACTS TO CARRY OUT THE CITY’S OBLIGATIONS UNDER THE ILA, INCLUDING ANY SUBSEQUENT PURCHASE AND SALES AGREEMENT; AUTHORIZING THE CITY’S PERCENTAGE SHARE OF PROJECT FUNDING, WHICH SHALL NOT TO EXCEED 22.4587% OF THE TOTAL CLOSING PRICE FOR THE PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Interlocal Cooperation Act, Texas Government Code, Chapter 791, as amended (the “Act”) provides authority for local governments of the State of Texas to enter into interlocal agreements with each other and with local government corporations for the purpose of performing governmental functions and services as set forth in the Act; and

WHEREAS, the City of Farmers Branch (“Farmers Branch”), City of Carrollton (“Carrollton”), Town of Addison (“Addison”), and City of Coppel (“Coppel”) (collectively, “the Cities”) have joined to establish North Texas Emergency Communications Center, Inc. (“NTECC”), a Texas local government corporation under Chapter 431 of the Texas Transpiration Code, in order to finance, construct, own, manage and operate a regional safety communications center (the “Communications Center”); and

WHEREAS, NTECC is currently under a lease agreement with CyrusOne, LLC, to house NTECC’s operation; and

WHEREAS, NTECC has determined the premises leased are not adequate to accommodate NTECC operations as they continue to expand in order to properly provide the NTECC services for the Cities and concluded that it is in the best interest of the Cities for NTECC to acquire real property to construct, own and operate a new Communications Center (“Project”); and

WHEREAS, Metrocrest Hospital Authority (“MHA”) owns undeveloped property adjacent to Medical Parkway north of Hebron Parkway (“Property”), as more accurately described and depicted within the ILA, attached hereto as Exhibit “A”, a location the Cities and NTECC have identified as desirable to locate the new Communications Center; and

WHEREAS, MHA considered the sale of the Property to the Cities at its August 20, 2024, board meeting and approved the sale in total amount of \$3,200,000 (including closing costs), subject to meeting all conditions of state law, including public notice of the sale to the Cities; and

WHEREAS, the Cities desire to acquire the Property, which will be conveyed to NTECC in accordance with the terms of the Agreement once all costs have been finalized; and

WHEREAS, each city will acquire an undivided interest in the Property in accordance with the percentage of costs, based on a three-year rolling average of calls for service, which for Farmers Branch is 22.4587%,

subject to a right of reversion if NTECC ceases to operate; and

WHEREAS, the City Council of the City of Farmers Branch, Texas, finds it to be in the public interest to authorize the City Manager to take all necessary action to purchase and close on the Property in an amount not to exceed 22.4587% of the total closing price for the Property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, THAT:

SECTION 1. The above and foregoing premises and recitals are found to be true and correct and are incorporated herein and made part hereof for all purposes.

SECTION 2. This The City Manager is hereby authorized to execute on behalf of the City an Interlocal Cooperation Agreement with Metrocrest Hospital Authority, the Town of Addison, City of Coppell, and City of Carrollton, a copy of which is attached hereto as Exhibit A, and take any additional acts to carry out the City's obligations under the ILA, including any subsequent purchase and sales agreement related to the Property for the Center, including the expenditure of Farmer Branch's percentage share of Project funding, which shall not to exceed 22.4587% of the total closing price for the Property.

SECTION 3. This Resolution shall take effect immediately upon its passage.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, THIS 22ND DAY OF OCTOBER 2024.

ATTEST:

APPROVED:

Stacy Henderson, City Secretary

Terry Lynne, Mayor

APPROVED AS TO FORM:

Whitt Wyatt, City Attorney